# IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 178 OF 2006

IN

APPEAL UNDER ARBITRATION ACT NO. 4 OF 2004

SHRI SHANTARAM S. SALGAONKAR, ASSOLNA, SALCETE, GOA. ....Applicant

Versus

IGNATIUS C. D'SILVA, ASSOLNA, SALCETE, GOA. ....Respondent

Mr. R. Menezes, Advocate for the Applicant.
Mr. C.A. Ferreira, Advocate for the Respondent.

Coram:- V.C.DAGA, J.

Date:- 26th July, 2006

P.C.:

Heard learned counsel for the Applicant.

The Applicant is seeking permission to withdraw the amount deposited by the appellant/respondent in this Court under Order dated 24th June, 2004 amounting to Rs.5,56,678/- deposited on 6.7.04. Learned counsel appearing for the respondent has no objection to permit the applicant to withdraw this amount subject to furnishing bank guarantee of any nationalised bank with a specific clause that in the event of non-renewal of the bank gaurantee; the Bank shall remit the entire amount covered by the guarantee to this court without there being any demand. Order accordingly.

The applicant undertakes to keep the guarantee renewed from time to time until disposal of the appeal.

Civil Application stands disposed of accordingly. No order as to costs.

V.C.DAGA, J.

sl.